

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Police Department – Sri. V. V.Chalapathi, (A2) s/o V. V. Ramana, PC. No. 2413, RPS, Kurnool and at present working at Nandivargam PS, Kurnool District - Sanction of Prosecution orders under section 197 of the Code of Criminal Procedure in Cr.No.26/2003 under sections 120-B, 465, 468, 471, 420 read with 511 of Indian Penal Code of RPS, Kurnool - Orders - Issued.

HOME (LEGAL II) DEPARTMENT

G.O.Ms.No: 137

Dated: 03.08.2012

Read:

From Addl., D.G.P., CID, A.P., Hyd, Lr.C..No. 451/C5/C32/CID /2007, dated: 27.01.2012.

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ORDER:-

1. Whereas, V. V.Chalapathi, (A2) S/o V. V. Ramana, age: 31 years, PC NO. 2413, RPS, Kurnool and at present working at Nandivargam Police Station. He is the "public servant" within the meaning of section 21 of the Indian Penal Code, 1860 (Central Act 45 of 1860) and he is a member of the force charged maintenance of public order issued in GO Ms No 631, Home (Courts-B) Department, DT: 30.4.1974.

2) And whereas, it is reported by the Additional Director General of Police, Crime Investigation Department, Hyderabad that during the investigation in Cr.No.26/2003 under sections 120-B, 465, 468, 471, 420 read with 511 of the Indian Penal Code of RPS, Kurnool. It was revealed that the deceased, one Marennna, gang-man working in Railways had died accidentally on 25.05.2001. Sri M. Ramaiah who was the then RPSI, Kurnool held inquest over the dead body of the deceased and concluded the inquest on the opinion that the death of the deceased was only an accident. No material was found on the person of the deceased to effect that he was a bona fide passenger. Subsequently Sri M. Ramaiah was transferred, the accused D. Raghava Reddy (A-1) succeeded him. A1 with the help of A2 and other accused including Lokanatham (A9), an advocate of Nellore Bar association, prepared another inquest report concerning the death of P. Marennna and concluded the inquest report on the ground that the deceased was bona fide passenger with valid ticket on his person and as such he was a bona fide Passenger. A1 went to the extent of forging the signature of Sri M. Ramaiah in the inquest report and the inquest was prepared by A2 on the dictation made by A1 and A9. This was done by A1 deliberately with an intention to create an opportunity to the relatives of the deceased to claim compensation for the death of P. Marennna. A case was registered in Cr.No.26/2003 of Kurnool Railway Police Station and investigated into which is punishable under sections 120-B, 465, 468, 471, 420 read with 511 of the Indian Penal Code, 1860.

3) And whereas, the investigation conducted by the Crime Investigation Department, Kurnool in Cr. No. 26/03 of RPS, Kurnool revealed that Sri V. V.Chalapathi, (A2) S/o V. V. Ramana, age: 31 years, PC No. 2413, RPS, Kurnool and at present working at Nandivargam PS constitute the offence punishable under sections 120-B, 465, 468, 471, 420 read with 511 of the Indian Penal Code, 1860.

4) And whereas, the Government of Andhra Pradesh after careful examination of the various documentary and oral evidence and the report of the Additional Director General of Police, Crime Investigation Department, A.P. Hyderabad placed before them consider that Sri V. V.Chalapathi, (A2) S/o V. V. Ramana, age, 31 years, PC NO. 2413, RPS, Kurnool at present working at Nandivargam PS of Kurnool district should be prosecuted in the court of law for the above said offences or any other offences relating to the said incident.

5) Now therefore, in exercise of the powers conferred by Sub-Section(3) of section 197 of the Code of Criminal Procedure, 1973 read with notification – II issued in G.O. MS No. 631, Home (Courts – B) Department, Dt: 30th April, 1974 the Government of Andhra Pradesh, hereby sanction for prosecution of Sri V. V.Chalapathi, (A2) S/o V. V. Ramana, age: 31 years, PC NO. 2413, RPS, Kurnool and at present working at Nandivargam PS of Kurnool district for the said offences punishable under sections 120-B, 465, 468, 471, 420 read with 511 of the Indian Penal Code 1860 (central Act 45/1860) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts, and for taking cognizance of the said offences by a court of competent jurisdiction.

6) The Government of Andhra Pradesh, after careful examination of the report of the Additional Director General of Police, CID, Andhra Pradesh, Hyderabad, and considering the opinion of SPP, Kurnool, and further in exercise powers conferred, by sub-section (4) of section 197 of the Code of Criminal Procedure, 1973 authorizes the Deputy Superintendent of Police, Regional Crime Investigation Unit, CID, Kurnool to prosecute the accused Sri V. V.Chalapathi, S/o V. V. Ramana, PC NO. 2413, RPS, Kurnool and at present working at Nandivargam PS for the said offences under sections 120-B, 465, 468, 471, 420 read with 511 of the Indian Penal Code, 1860 and issue prosecution orders against him in the interest of justice.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Additional Director General of Police,
Crime Investigation Department, Andhra Pradesh, Hyderabad.

Copy to:
The Director General of Police, Andhra Pradesh, Hyderabad,
Law (E) Department,
The P.S to Prl.Secy, Home Department.
C.No. 4230/Legal.II/A2/2012
SF/SC.